

## Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 OES-06 SIG-01 FEA-01 ACDA-07

AGRE-00 AID-05 CEA-01 CEQ-01 CG-00 CIAE-00 CIEP-01

COME-00 DLOS-06 DODE-00 DOTE-00 EB-07 EPA-01 ERDA-05

FMC-01 TRSE-00 H-02 INR-07 INT-05 IO-13 JUSE-00

NSAE-00 NSC-05 NSF-01 OMB-01 PA-01 PM-04 PRS-01 SP-02

SS-15 SAL-01 SSO-00 NSCE-00 USIE-00 INRE-00 /117 R

DRAFTED BY L/EUR:DAGANTZ:L/OES:DACOLSON

APPROVED BY L:MBFELDMAN

L/OES:BOXMAN

EUR/RPE:WSALISBURY

OES:MDBUSBY (DRAFT)

----- 122600

O 032321Z DEC 76

FM SECSTATE WASHDC

TO USMISSION EC BRUSSELS IMMEDIATE

INFO AMEMBASSY BONN IMMEDIATE

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY MADRID

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY THE HAGUE

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MADRID HOLD FOR AMB. RIDGWAY, ICNAF DEL

E.O. 11652: N/A

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.AGS: EFIS, EEC, ICNAF, XN, PLOS

SUBJECT: US/EC NEGOTIATIONS ON GOVERNING INTERNATIONAL  
-- FISHERIES AGREEMENT (GIFA)

REF: EC BRUSSELS 9104

1. AS MISSION AWARE PER REFTEL, TECHNICAL FISHERIES TEAM  
PLANS TO VISIT BRUSSELS DECEMBER 13-14  
-- TO CONTINUE DISCUSSIONS ON GIFA WITH EC.  
WE WOULD HOPE IN THE COURSE OF THIS SESSION TO RESOLVE  
PROBLEMS IN TEXT AND, AS EXPLAINED BELOW, OBTAIN  
FURTHER CLARIFICATION MANDATE QUESTION AND EC AUTHORITY  
TO ASSURE COMPLIANCE WITH OBLIGATIONS. AS NOTED REFTEL,  
WE DO NOT ANTICIPATE SIGNATURE OR INITIALING OF TEXT AT  
THIS TIME; CIRCULAR 175 AUTHORITY TO SIGN WILL BE SOUGHT  
ONCE THESE REMAINING ISSUES HAVE BEEN CLARIFIED.

2. AS US GROUP WHICH CAME TO BRUSSELS IN NOVEMBER  
INDICATED, WE HAVE A SERIOUS TIME PROBLEM IF EC MEMBER  
STATE VESSELS ARE TO BE ABLE TO FISH IN US JURISDICTION  
WATERS AFTER MARCH 1, 1977, IN VIEW REQUIREMENTS THAT  
AGREEMENT LAY BEFORE CONGRESS FOR 60 DAYS. AS QUESTIONS  
RELATING TO MANDATE AND IMPLEMENTATION COULD DELAY

INITIALING AND ENTRY INTO FORCE OF AGREEMENT, WE HOPE THAT  
COMMISSION IS CONTINUING TO FOCUS ON THESE ISSUES AS RE-  
FLECTED IN THE LIST GIVEN THEM IN EARLY NOVEMBER. OUR  
INTEREST, OF COURSE, IS IN ASSURING OURSELVES  
AND, MORE PARTICULARLY, THE CONGRESS, THAT THE COMMUNITY  
WILL HAVE THE LEGAL AUTHORITY AND PRACTICAL MEANS TO  
ASSURE PERFORMANCE OF THE OBLIGATIONS IT WILL ASSUME  
UNDER THE GIFA. COMMISSION MEMBERS TOLD US IN NOVEMBER  
THAT ONE OR MORE INTERNAL INSTRUMENTS BETWEEN THE EC AND  
THE MEMBER STATES WOULD UNDOUBTEDLY BE NECESSARY TO ASSURE  
COMPLIANCE WITH ALL THE OBLIGATIONS AND PROVISIONS EM-  
BODIED IN THE GIFA. IF THE GIFA IS TO BE CONCLUDED PROMPT-  
LY SO AS TO AVOID DELAYS IN ITS ENTRY INTO FORCE, WE  
WOULD HOPE TO RECEIVE IN COURSE OF THE DECEMBER MEETING,  
MORE SPECIFIC RESPONSES TO THE QUESTIONS WE PRESENTED IN  
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NOVEMBER, AS WELL AS A SPECIFIC DESCRIPTION OF THE INTER-  
NAL ARRANGEMENTS WHICH HAVE BEEN OR ARE BEING MADE.

3. PLEASE COMMUNICATE THE ABOVE TO GALLAGHER OR OTHER  
APPROPRIATE EC OFFICIAL ASAP AND REPORT ANY REACTION.  
ASSISTANT LEGAL ADVISER OXMAN WILL ALSO EMPHASIZE THESE  
POINTS WHEN HE SEES GALLAGHER DECEMBER 11.

4. IN ADDITION, EC SHOULD BE APPROACHED AS SUGGESTED IN REFTEL. DEPT AGREES WITH SUBSTANCE OF THE PROPOSED COMMENTS IN REFTEL AND CONCURS WITH GENERAL COURSE OF ACTION SUGGESTED THEREIN. DEPT HAS THE FOLLOWING ADDITIONAL COMMENTS ON BRACKETED US/EC GIFA AS SET FORTH IN REFTEL.

5. FOLLOWING CITATIONS WERE INCORRECTLY RECEIVED ON DEPT'S COPY OF REFTEL AND SHOULD READ AS FOLLOWS:

-- PARA 4, REF (A). REFERENCE IS TO ARTICLE II, PARAGRAPH 5 OF GIFA.

-- PARA 7, REF (A). REFERENCE IS TO ARTICLE III, PARAGRAPH 4 OF GIFA.

6. FOLLOWING SUBSTANTIVE COMMENTS ARE FOR CLARIFICATION ONLY:

-- PARA 5, REF (A). IT SHOULD BE CLEAR THAT USG PROPOSED ALTERNATIVE MEANS THAT ARTICLE III WOULD BEGIN WITH WHAT IS NOW PARAGRAPH 2.

-- PARA 12, REF (A). IT SHOULD BE CLEAR THAT LANGUAGE IS NOT TEXTUAL PROPOSAL, BUT ONLY A USG COMMENT. ACCORDINGLY, EC PROPOSAL IS UNACCEPTABLE. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** FISHING AGREEMENTS, NEGOTIATIONS, MEETINGS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 03 DEC 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** morefirh  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE295427  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DAGANTZ:L/OES:DACOLSON  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760448-0688  
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**Image Path:**  
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**Line Count:** 141  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 EC BRUSSELS 9104  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** morefirh  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 05 APR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <05 APR 2004 by ShawDG>; APPROVED <06 APR 2004 by morefirh>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** US/EC NEGOTIATIONS ON GOVERNING INTERNATIONAL -- FISHERIES AGREEMENT (GIFA)  
**TAGS:** EFIS, PLOS, XN, US, EEC, ICNAF  
**To:** EC BRUSSELS  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006